

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

ROBERT T. CHAPMAN,)	
Plaintiff)	
v.)	No. 3:05-cv-487
J. LEWIS KINNARD,)	
Defendant)	

ORDER OF DISMISSAL

This matter is presently before the court on the Report and Recommendation (R&R) [Doc. 4] filed by the Honorable H. Bruce Guyton, United States Magistrate Judge, on October 17, 2005, in which he recommended that the complaint be dismissed under 28 U.S.C. § 1915(e) as frivolous and for plaintiff's failure to state a federal claim upon which relief can be granted. The record reflects that the plaintiff has failed to file any timely objections to the R&R. See Fed.R.Civ.P. 72(b); *see also* 28 U.S.C. § 636(b)(1).

After a careful review of this matter, the court finds itself in total agreement with Judge Guyton's recommendation. Accordingly, the R&R is hereby ACCEPTED IN WHOLE whereby this case is DISMISSED WITHOUT PREJUDICE

as frivolous and for failure to state a federal claim upon which relief can be granted.

See 28 U.S.C. § 1915(e).

E N T E R :

s/ James H. Jarvis

UNITED STATES DISTRICT JUDGE